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## **EX PARTE**

September 3, 2003

Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 12<sup>th</sup> Street, S.W. Washington, D.C. 20554

Re: CS Docket No. 97-80; PP Docket No. 00-67

Dear Ms. Dortch:

On Tuesday, September 2, 2003, Robert Sachs, NCTA President and CEO, William Check, NCTA Vice President for Science & Technology, and I met with Chairman Michael K. Powell and his Legal Advisor Paul Gallant.

We discussed issues regarding the proposals submitted to the Commission by cable system operators and consumer electronics ("CE") manufacturers on December 19, 2002, which are the subject of the above-referenced dockets. The discussion reflected filings made by the cable and CE industries in these proceedings.

If you have any questions, please do not hesitate to contact me.

Respectfully submitted,

/s/ Neal M. Goldberg

Neal M. Goldberg

cc: Chairman Powell Paul Gallant